

JUDGES DODGED CHANLER CASE

Millionaire Lawyer Fined \$100 for Contempt, Had Hard Time Getting a Hearing on His Habeas Corpus Writ.

JUSTICES GIEGERICH AND M'CALL WERE "TOO BUSY."

Finally Justice MacLean Consented to Hear the Argument and Matter Will Be Heard on Thursday.

Lewis Stuyvesant Chanler, the millionaire lawyer, who was adjudged in contempt of court by Judge Newburger in the Court of General Sessions, and who had a writ of habeas corpus and a writ of certiorari for himself, had a hard time of it to find a Justice of the Supreme Court who will decide between him and Judge Newburger.

The writs were granted by Justice MacLean. They were returnable in the Court of General Sessions, and Justice Giegerich is sitting there, and he is Judge Newburger's bosom friend, next door neighbor in Chamberlain Park, Keenan's District, member of the Jefferson Club and—well Justice Giegerich "side-stopped" and said he didn't want to hear it.

Justice McCall also dodged. The 6 foot 6 Chanler snatched into Court III, where Justice McCall is sitting. He didn't seem to be very busy and Chanler asked him to hear the argument. But Justice McCall is sitting there, and he is Judge Newburger's bosom friend, next door neighbor in Chamberlain Park, Keenan's District, member of the Jefferson Club and—well Justice Giegerich "side-stopped" and said he didn't want to hear it.

"If they'll just give me the writ of certiorari so I can go to the Appellate Division and have the Judges there decide my case," said Chanler, "that's all I'll ask. Every Judge in this court-house is 'too busy' to hear the argument for the reason to my writ. I believe I was right in my action before Judge Newburger when I thought my client, Martin Conlan, was being convicted of the larceny of money handed to him to take up his client's note, and I'm beginning to think that these eminent Justices of the Supreme Court agree with me. All I ask is that the Appellate Division, the highest authority pass upon my case. I don't want to pay \$100 fine, and I don't want to go to jail for ten days such fine weather as this."

Wanted Milburn Present. Mr. Chanler had asked that the hearing be deferred until his counsel, John Milburn, of Buffalo, who is trying a case in another court, could be discharged. Assistant District Attorney Sandford opposed this. He wanted the writ dismissed and a return to Sheriff Branger made at once. As Sheriff Branger has himself said "he returns to the habeas corpus writ that he has no legal right to lock in the 'whispering pine' of the criminal bar" in Ludlow Street Jail, under Judge Newburger's commitment, all the being only for prisoners in civil suits, the Justice hearing the case will find this complication to dispose of.

Can Afford to Chuckle. Meanwhile Chanler chuckles amusedly, for if the Court decides that the charter forbids the Sheriff to lock Chanler in Ludlow Street Jail then he must go free without regard to the question of the correctness of Judge Newburger's judgment convicting him of contempt. The same as though Judge Newburger had ordered the Sheriff to "keep and detain the said Chanler in the moon." At 1:30, no justice having yet been found to hear the argument, Mr. Sandford telephoned to his chief, and was relieved to be able to report that District Attorney Jerome would come to court himself.

At last Justice MacLean consented to hear the argument, and the whole matter will be heard on Thursday when Mr. Chanler will press for a writ of certiorari to send the matter to the Appellate Division.

RISHOP TAKES A PARISH HERE. ILLIPIX, N. S., April 25.—Bishop Frederick Courtney to-day severed his connection with the diocese of Nova Scotia to become rector of St. James's Episcopal Church, New York City. Bishop Courtney was consecrated sixteen years ago to-day.

Sale of Summer Neckwear.

125 Dozen Embroidered Collars, a large variety of styles and colors,

25c. each, value 40c. & 50c.

50 Dozen Liberty Satin Crepe de Chine and Spider-web

Cloth Ties, ends embroidered in Persian colors, also solid colors with ends hemstitched,

50c. each, value 75c. to \$1.00.

Lord & Taylor, Broadway and Twentieth Street and Fifth Avenue.

KENNY FACES 25 YEARS IN PRISON

Highwayman Who Held Up Woman on Third Avenue and Shot Two Men Pleads Guilty to Three Indictments.

WILL BE BROUGHT UP FOR SENTENCE THURSDAY.

Thomas Ford, Who Only Secured a Twenty-five-Cent Penknife by Committing Highway Robbery, Gets Ten Years.

John Kenny, the thug who held up and robbed Mrs. Annie Miller, of No. 342 East Forty-seventh, on a Thursday morning at Third Avenue on the morning of April 7 last, and who, in attempting to escape, shot two of his pursuers, pleaded guilty before Judge Cowling in Part I. of General Sessions to-day to three indictments, under which he can be sent to prison for twenty-five years.

Two of the indictments are for assault in the first degree. They charge Kenny with shooting James Corn, of No. 23 East Seventy-seventh street, and E. B. Johnson, of No. 161 Third Avenue, who ran to the assistance of Mrs. Miller and afterward pursued the thief when they discovered him hiding on the front platform of a car. After shooting these men he was captured by Policeman Roth, of the East Thirtieth street station. The third indictment charged Kenny with grand larceny in the second degree.

After pleading to the three indictments the prisoner was remanded to the Tombs to await sentence on Thursday. Before being led from the court-room the highwayman heard the Court impose heavy sentences upon three men of his stamp.

Thomas Ford, twenty-eight years old, of No. 342 East Forty-seventh street, was sentenced to ten years for highway robbery with a knife. He held up and robbed Christopher Higgins, of No. 40 Second Avenue, of a pen-knife valued at 25 cents. The robbery took place on the night of April 4 on East Thirtieth street.

The Court also sentenced to six years each Henry Johnson, thirty years old, of No. 416 West Twenty-fifth street, and William McMahon, thirty-five years old, of No. 66 West Twenty-second street. Both pleaded guilty to burglary in the second degree. They entered the Arlington Hotel, at No. 18 West Twenty-fifth street, on the night of March 25. They were caught leaving the hotel with a quantity of silverware they had stolen.

MIDDLETONS PLEAD GUILTY.

Two Brothers Fined \$100 Each for Running Gambling House.

The Middletons—Henry and George—ran a gambling-house at No. 36 West Twenty-ninth street, which place was raided last September, to-day pleaded guilty and were fined \$100. Lawyer Abraham Levy, who represented the two brothers, arranged with the District Attorney's office to enter the plea and pay the fine. District Attorney Jerome recommended the plea of guilty be accepted.

121st St. @ 3d Ave.

98th YEAR COWPERTHWAIT & SONS

121st Street: Chatham Sq.:
2226 to 2234 Third Ave. 193 to 205 Park Row.
Two Establishments.

Everything for Housekeeping.
Carpets, Rugs, Oilcloth, Linoleum, Matting, Etc.

Handsome Quatered Oak China Closet, polished, \$27.50

CASH OR PRINCESS Dresser, combining bureau and cheval glass, quatered oak, polished, \$16.75

LIBERAL CREDIT.

Weathered Oak Rocker, loose leather cushion seat, \$9.75

Mahogany finish, polished, 3-piece Parlor Suit, Verona or damask covering, \$22.50

Folding Go-Cart, \$2.98

Blue Flame Oil Stove, \$3.95

COWPERTHWAIT & SONS,
121st St. @ 3d Ave. Park Row, near Chatham Sq.

You Can Feel Better At Once

Try Just One Day—BRACED—INVIGORATED—CURED—The Hearty, Bracing Health that Thousands Upon Thousands Are Getting from the Celebrated Nerve Vitalizer and Tonic.

Paine's Celery Compound

Overwork—Extreme Nervousness. For several years I suffered with extreme nervousness, due to overwork in my exacting duties as pressman, and could scarcely sleep at night. I was told of Paine's Celery Compound by a friend, and after taking the bottle received a great deal of benefit. I purchased another bottle and consider my nervous better than they have been for years. I cannot speak too highly of Paine's Celery Compound, and think it one of the world's greatest medicines. I. R. Barker, 220 10th Street, St. Minneapolis.

AILING WOMEN. Cincinnati, Aug. 26, 1903.—I heartily recommend Paine's Celery Compound as I have used it for several purposes, and keep it constantly in the house. I say "Once used always used," especially in the case of ailing women. Miss Jessie Lloyd, 1251 Russell Street.

"I was Sick—Dizzy—Worn-Out." North Weymouth, Mass., Dec. 14th.—Paine's Celery Compound is the best and most effective medicine I have ever taken. It has cured my dizziness and worn-out condition, and enabled me to attend to business. My blood was in terrible condition. I was advised to try Paine's Celery Compound which I did, with pleasing results, and in a short time I was able to return to my business. My blood is greatly benefited. I would advise all who are run down by overwork or who need a blood tonic to take Paine's Celery Compound. They will find that it will be a great benefit to them. T. P. Peterson.

Go to your Druggist TO-DAY—Get one bottle of Paine's Celery Compound—See how DIFFERENT it will make you feel.

FISHER BROS
Home Completely Furnished at \$115. VALUE \$175.00.

ON EXHIBITION AT OUR SHOW ROOM—VALUE \$175.00. LIBERAL TERMS OF CREDIT HARD.

REED ROCKERS, worth \$3.00, special, \$2.25

GENUINE LEATHER COUCH, worth \$25.00, special, \$21.50

WOOD REFRIGERATOR, worth \$4.98, special, \$4.98

N. Y. C. & R. R. Depot Within 1 Block—OPEN EVENINGS.

125th ST. NEAR MADISON AVE. COLUMBUS AVE. BET. 103rd & 104th ST.

W.L. DOUGLAS
\$3.50 SHOE UNION MADE

A trial will convince you that W. L. Douglas \$3.50 shoes are the best in the world. Over 1,000,000 NEW YORK CITY STORES.

425 Nassau St., 4th Floor, 12th St. @ 3d Ave. 193 to 205 Park Row.

"Short Stop"
Cures Any COLD
Every druggist sells "Short Stop."

NEW YORK'S BEST FAMILY COUGH MEDICINE.

Simpson Crawford Co.

SIXTH AVE. 19th TO 20th STREETS

That 25,000 yard sale of 24-inch crepe de chine, 58c. has turned our silk department into a wondrously active place.

WHEN it comes to selling the softest and most popular silk of the season at about half the regular price (this is the \$1.00 quality) you can well imagine the furore it would create. Yes, furore; no other word will come nearer to describing the unusual activity we experienced in this department, Monday, first day of the sale.

58c Dressmakers and manufacturers should take advantage of this sale because the price is very much less than the wholesale, and we have such a large quantity that we can sell our patrons all they want.

30,000 yards of 75c. taffeta; comes in black, white and all colors. 48c Manufacturer's entire stock purchased at a discount of one-third.

Simpson Crawford Co.
supremacy in

Tailor suit hats is admitted
throughout the country. They offer the most comprehensive showing by reason of their own large workroom devoted exclusively to the making of stiff trimmed hats. Skilled designers are employed, continually presenting

Something entirely new—Styles that are exclusive in Simply trimmed and tailor suit hats. Every day some new idea

Is exemplified in Simpson Crawford Co.'s showing—in fact their business is so brisk that you rarely see the same hat twice from day to day. Producing them in such large numbers lower prices than elsewhere are offered—ranging from \$3.75 to \$10.50

Women's \$10 coats at \$5.50:
those elegant tight fitting creations for Spring and Summer evening wear in cuff sleeve—lined with excellent quality self-colored satin—black and tan—a regular \$10 coat, at..... \$5.50

Women's silk lined dress suits at \$18:
Perfect models of style excellence, made of fashion's favorite fabric—the new voiles in black and blue. Eton and blouse jackets, wide flaring skirt made over drop of heavy taffeta, and you know what the silk lining alone is worth; to-morrow..... \$18

Women's elegant \$10 dress skirts \$5.50:
not all worth \$10—some are only worth \$7.50, but you are just as welcome to the \$10 as to the \$7.50 ones as long as they last. Cheviot, broadcloth and high-grade materials, plaited and trimmed effects; all sample numbers of the new spring styles..... \$5.50

8,000 yards of imported laces and embroideries at 25c.

ANOTHER of those Simpson Crawford Co. lace and embroidery sales to set all New York to talking—this time there's 8,000 yards of the richest effects in imported creations that you ever laid eyes on—not going into the extremely costly kinds. First we'll come to the laces. We've 4,000 yards, and it's safe to say that you never saw them priced this way before. Wouldn't be, now, if we hadn't secured an importer's surplus stock.

25c. 48c. 95c. 50 pieces new French printed nets specially priced at 55c. They're in the handsomest new designs and colors you ever saw—very superior to the ordinary creations—you'll surely want a quantity while the price per yard is..... 55c

Pretty \$1.50 waists, 75c.
And 1,000 sample waists at half price.

THE triumph of the season in the selling of Spring waists—and just think! there are 1,000 for your choosing. Yes, they're like the ones placed on sale Monday. "Second edition," though. The first lot of 500 went in a hurry.

1,000 sample waists at about half price. 1.50 for \$2.50 waists. 2.50 for \$4.00 waists. 3.25 for \$5.00 waists. 5.00 for \$7.50 waists. 7.50 for \$10.00 waists. 10.00 for \$15.00 waists.

Here's an interesting feature of this sale—there's only one, two and three waists of a kind. They were used by the manufacturer as showroom samples—the maker was through with them and we bought the entire sample line, some 84 dozen, at a price that makes this rare offering possible.

Smart styles in cotton and linen waists, embroidered and trimmed with lace, Persian lawns, dotted Swiss, mulls and batiste.

This furniture's so good and prices are so low

That you'll want to know more about it. POSSIBLY the piece of furniture you want isn't listed here, but we have it at a special price.

\$35 for 5 piece parlor suite. \$18 for \$36 brass bed. \$6.50 for \$10 cottage dresser. \$12.50 for \$20 china closets.

Artistic parlor suite at \$27.50. Not a \$27.50 suite though by any means, but one admired and bought by many at \$42—which is itself a reasonable price. Consists of 3 pieces. And there are 3 and 5 piece suites as low as price. Newest artistic designs, in fact now showing and no saving compares with this.

\$27.50 for \$42.00 suites. \$40.00 for \$52.50 suites. \$51.00 for \$78.00 suites. \$55.00 for \$88.00 suites. \$60.00 for \$90.00 suites. \$75.00 for \$115.00 suites. 5 piece suites. \$35.00 for \$70.00 suites. \$40.00 for \$76.00 suites. \$55.00 for \$82.00 suites. \$68.00 for \$90.00 suites. \$75.00 for \$100.00 suites. \$80.00 for \$115.00 suites.

Just consider this: a complete bed outfit, \$9. Admirable suggestion for the Summer home—just as appropriate for the city home, too—consists of bedstead of any size—springs and mattress.

At \$9—White enamel bed—better grade—iron springs—fibre matress—soit top matress. At \$12.50—White enamel bed—better grade—iron springs—fibre matress—soit top matress. At \$17.50—White enamel bed—better grade—iron springs—fibre matress—soit top matress. At \$37.50—White enamel bed—better grade—iron springs—fibre matress—soit top matress.

Select a brass bed at half. Ordinarily you'd find that impossible, but these are samples of the very newest designs artistic and massive in construction—and we offer them at half price because the manufacturers favored us the same way. Widths 3 feet to 4 feet 6 inches.

\$44 beds, \$22. \$70 beds, \$35. \$60 beds, \$30. \$60 beds, \$40. \$65 beds, \$32. \$80 beds, \$40. \$57 beds, \$35. \$89 beds, \$45.

These white goods prices

Are very much out of the ordinary. HOW good to know that for such a trifling amount you can obtain all you want of those delightfully sheer and beautiful summer materials—fabrics for waists, graduating gown and warm day and evening wear. Prices just a little more than half.

these excellent materials are priced for Tuesday: 15c for 25c French lawn or lace effects. 19c a yard for 35c white piques. 25c a yard for 39c fancy madras.

Thousands of short lengths, principally for waists, at 12½c and 19c a yard. We'll also conduct another great sale of 1,000 12 yd. pcs. nainsook, pc., \$1.50 \$3.00 quality, genuine Sea Island fabric.

Honestly, now, don't you want a refrigerator

while a good one costs you only \$4.95?

If you want an example of Spring activity just come into our basement salesroom. Seems like everybody's buying, and no wonder, with such specials as we've arranged for your choosing to-morrow.

When the temperature's a climb! 'An' the butter's runnin' fast. Then's the time that you'll be sorry if This 'frig. rator sale you passed.

That's the song of the refrigerator. Warm days are coming. Better select your cooler to-morrow and be sure of a full season's use of it, besides a great big saving. There's a saving on a thousand and one things in our basement salesroom, too.

Star refrigerator 35 lbs. 45 lbs. 55 lbs. 75 lbs. 85 lbs. \$4.95 \$6.75 \$8.75 \$10.75 \$13.75

Atlas refrigerator Made of kiln-dried hardwood, golden oak finish, packed throughout with charcoal to retain the cold air—removable side walls so you can easily clean from top to bottom, metal shelves, removable waste pipe, patent automatic lift lever, brass nickel-plated hinges, patent casters, and the best of all it has the most perfect cold-air circulation system of any refrigerator built—keep your food well preserved—prices are:

45 lbs. 55 lbs. 75 lbs. \$9.75 \$12.65 \$15.00

Ford opalite refrigerators—pure white opalite inside lining, hardwood case, golden oak finish, apartment-house style—priced as follows:

110 lbs. 150 lbs. 200 lbs. \$48.75 \$54.50 \$75.75

Ice-cream freezers The Peerless. three minutes' gives the great satisfaction.

2 qt. 3 qt. 4 qt. \$1.79 \$2.19 \$2.95

Climax lawn mower 12 in. \$2.19 14 in. \$2.39 16 in. \$2.69

8c for 10-qt. japanned tin flour or sugar canisters. 45c for 25-lb. flour canisters. 29c for wood fire talls. 85c for heavy black tin copper bottom wash boiler. 98c for white enameled wash boiler. 89c for 4-wheeled carpet sweeper.

1c for gas portable reading lamp. 1c for complete white burner. 1c for mantle, chimney, white opal shade and cup like cup. 7c for mantles.